



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Theodore Crofford

Attorney Docket No. 022266.0102N1US

Application No.: 10/779,353

Filing Date: February 14, 2004

Group Art Unit: 3732

Examiner Name: Reimers, Annette R.

Title: FEMORAL NECK FIXATION PROSTHESIS

ELECTION OF SPECIES PURSUANT TO 35 U.S.C. 121

MAIL STOP AMENDMENT

Commissioner of Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Applicant received an Office Action that was mailed on June 6, 2005. In response to the Office Action dated June 6, 2005, Applicant hereby elects species III which is represented by Figure 7, for examination on the merits, subject to Applicant's right to pursue the non-elected patentably distinct species in subsequent divisional applications. Figures 2-5 also apply to this species, as well as to the other species identified by the Examination.

Claims 21-23, 26-33, and 36-40 are generic. All of the generic claims, as well as Claims 25 and 35, read on the elected species.

CONCLUSION

Based on the foregoing, a favorable action on the merits is respectfully requested. The Examiner is invited to call the undersigned at the below-listed telephone number if, in the opinion of the Examiner, such a telephone conference would expedite or aid the prosecution and examination of this application.

Respectfully submitted,

DATE: _____

7/6/05

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